

SENATE BILL 3
By Cooper

AN ACT to amend Tennessee Code Annotated, Title 2, Chapter 2;
Title 4, Chapter 3; Title 4, Chapter 29; Title 8, Chapter 30;
Title 8, Chapter 50; Title 8, Chapter 27; Title 12, Chapter 7,
Title 49, Title 62, Chapter 2, and Title 63, Chapters 18 and 26,
relative to the Tennessee higher education commission.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-29-222(a), is amended by deleting item (18) in its entirety.

SECTION 2. Tennessee Code Annotated, Title 49, Chapter 7, is amended by deleting Part 2 in its entirety.

SECTION 3. Notwithstanding the provisions of Tennessee Code Annotated, Section 4-29-112, or any other law to the contrary, the Tennessee higher education commission, created by Tennessee Code Annotated, Section 49-7-201, shall terminate and shall cease all activities upon the effective date of this act.

SECTION 4. Tennessee Code Annotated, Section 8-50-114(e), is amended by deleting the language "Tennessee higher education commission is" and by substituting instead the language "Tennessee board of regents and the board of trustees of the University of Tennessee are".

SECTION 5. Tennessee Code Annotated, Section 8-50-114(f)(1), is amended by deleting the language "Tennessee higher education commission" and by substituting instead the

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language “Tennessee board of regents and the board of trustees of the University of Tennessee”.

SECTION 6. Tennessee Code Annotated, Section 8-50-115(b), is amended by deleting the language “Tennessee higher education commission is” and by substituting instead the language “Tennessee board of regents and the board of trustees of the University of Tennessee are”.

SECTION 7. Tennessee Code Annotated, Section 49-9-201 is amended by deleting subsection (b) in its entirety.

SECTION 8. Tennessee Code Annotated, Section 49-9-202(a), is amended by deleting the language “five (5) ex officio members” and by substituting instead the language “four (4) ex officio members”.

SECTION 9. Tennessee Code Annotated, Section 49-8-201(a), is amended by deleting items (1) and (2) in their entirety and by substituting instead the following:

(1) The board shall consist of eighteen (18) members, including three (3) ex officio members who shall be the governor, the commissioner of education, and the commissioner of agriculture.

SECTION 10. Tennessee Code Annotated, Section 49-8-119(b)(4), is amended by deleting the language “Tennessee higher education commission” and by substituting instead the language “ board of regents”.

SECTION 11. Tennessee Code Annotated, Section 2-2-112(c)(1), is amended in the first sentence by deleting the language “or licensed by the Tennessee higher education commission”.

SECTION 12. Tennessee Code Annotated, Section 4-3-1110(a), is amended by deleting the language and punctuation “the Tennessee higher education commission,”.

SECTION 13. Tennessee Code Annotated, Section 8-27-101(b)(2), is amended by deleting the language “by the Tennessee higher education commission and approved”.

SECTION 14. Tennessee Code Annotated, Section 8-30-101(23), is amended by deleting subdivision (K) in its entirety.

SECTION 15. Tennessee Code Annotated, Section 10-7-504(a)(4), is amended by deleting the language and punctuation “, the department of education, and the Tennessee higher education commission” and by substituting instead the language “and the department of education”.

SECTION 16. Tennessee Code Annotated, Section 12-7-106(a), is amended by deleting the language and punctuation “the executive director of the Tennessee higher education commission,”.

SECTION 17. Tennessee Code Annotated, Section 49-1-305 is amended by deleting subsection (d) in its entirety.

SECTION 18. Tennessee Code Annotated, Section 49-1-310 is amended in the first sentence by deleting the language “and the Tennessee higher education commission”.

SECTION 19. Tennessee Code Annotated, Section 49-4-203(5)(A), is amended by deleting the language “in accordance with guidelines recommended by the Tennessee higher education commission and approved by the Tennessee student assistance corporation”.

SECTION 20. Tennessee Code Annotated, Section 49-4-212(c), is amended in the first sentence by deleting the language “and the Tennessee higher education commission”.

SECTION 21. Tennessee Code Annotated, Section 49-4-301(a)(1)(B)(iv), is amended by deleting the following language:

all of which private business, trade and technical schools, accredited as heretofore provided, have been authorized to operate by the Tennessee higher education commission pursuant to the Postsecondary Education Authorization Act of 1974, compiled in chapter 7, part 20 of this title

SECTION 22. Tennessee Code Annotated, Section 49-4-703(d), is amended by deleting the language “one (1) representative from each medical school in the state of Tennessee accredited by the American Medical Association and one (1) representative from the

Tennessee higher education commission” and by substituting instead the language “and one (1) representative from each medical school in the state of Tennessee accredited by the American Medical Association”.

SECTION 23. Tennessee Code Annotated, Section 49-4-706(b), is amended by deleting the language “and the Tennessee higher education commission”.

SECTION 24. Tennessee Code Annotated, Section 49-5-5024(a)(2), by deleting the language and punctuation “The Tennessee higher education commission, in consort with”.

SECTION 25. Tennessee Code Annotated, Section 49-5-5024(a)(2), is further amended by deleting the language and punctuation “state board of regents,” and by substituting instead the language “state board of regents”.

SECTION 26. Tennessee Code Annotated, Section 49-5-5024(c)(2), by deleting the language and punctuation “The executive director of the Tennessee higher education commission, in consort with”.

SECTION 27. Tennessee Code Annotated, Section 49-5-5024(c)(2), is further amended by deleting the language and punctuation “state board of regents,” and by substituting instead the language “state board of regents”.

SECTION 28. Tennessee Code Annotated, Section 49-5-5631(c), is amended by deleting the language and punctuation “the state board of regents, and the Tennessee higher education commission” and by substituting instead the language “and the state board of regents”.

SECTION 29. Tennessee Code Annotated, Section 49-5-5631(d), is amended by deleting the language and punctuation “the Tennessee higher education commission,”.

SECTION 30. Tennessee Code Annotated, Section 49-7-112(a), is amended by deleting the language “the Tennessee higher education commission” and by substituting instead the language “the commissioner of finance and administration”.

SECTION 31. Tennessee Code Annotated, Section 49-7-115(b), is amended by deleting the language and punctuation “, upon hearing by the Tennessee higher education commission,”.

SECTION 32. Tennessee Code Annotated, Section 49-7-116(e) is amended by deleting the language “recommended by the Tennessee higher education commission”.

SECTION 33. Tennessee Code Annotated, Section 49-7-119, is amended by deleting subsection (b) in its entirety.

SECTION 34. Tennessee Code Annotated, Section 49-7-502, is amended by deleting subsection (e) in its entirety.

SECTION 35. Tennessee Code Annotated, Section 49-7-701(d), is amended by deleting the language “according to appropriate regulations promulgated pursuant to Section 49-7-702”.

SECTION 36. Tennessee Code Annotated, Section 49-7-702 is amended by deleting such section in its entirety.

SECTION 37. Tennessee Code Annotated, Section 49-7-804(a), is amended by deleting item (8) in its entirety.

SECTION 38. Tennessee Code Annotated, Section 49-7-2003(a), is amended by deleting the item (4) in its entirety and by substituting instead the following:

() “Department” means the department of finance and administration;

SECTION 39. Tennessee Code Annotated, Title 49, Chapter 7, Part 20, is amended by deleting the word “commission” wherever it may be found, except in its second usage in Section 49-7-2005(c), and by substituting instead the word “department”.

SECTION 40. Tennessee Code Annotated, Section 49-7-2018(c), is amended by deleting the language and punctuation “a representative of the private vocational education industry named by the chair of the commission and the executive director of the Tennessee higher education commission,” and by substituting instead the language “and a representative of the private vocational education industry named by the chair of the commission,”.

SECTION 41. Tennessee Code Annotated, Section 49-7-2303, is amended by deleting the language “The Tennessee higher education commission” and by substituting instead the language “The department of finance and administration”.

SECTION 42. Tennessee Code Annotated, Section 49-7-2402(a), is amended by deleting the language “the Tennessee higher education commission” and by substituting instead the language “the department of finance and administration”.

SECTION 43. Tennessee Code Annotated, Section 49-7-2502(a)(1), is amended by deleting the language “as defined by the Tennessee higher education commission”.

SECTION 44. Tennessee Code Annotated, Section 49-7-2503(a), is amended by deleting the language “The Tennessee higher education commission” and by substituting instead the language “The Tennessee student assistance corporation”.

SECTION 45. Tennessee Code Annotated, Section 49-7-2505 is amended by deleting the language “the Tennessee higher education commission” and by substituting instead the language “the Tennessee student assistance corporation”.

SECTION 46. Tennessee Code Annotated, Title 49, Chapter 7, is amended by deleting Part 26 in its entirety.

SECTION 47. Tennessee Code Annotated, Section 49-8-102(c)(2), is amended by deleting the language “as determined by the Tennessee higher education commission”.

SECTION 48. Tennessee Code Annotated, Section 49-8-102(c)(3), is amended by deleting the language “The Tennessee higher education commission” and by substituting instead the language “The department of finance and administration”.

SECTION 49. Tennessee Code Annotated, Section 49-50-1303, is amended by deleting item (6) in its entirety.

SECTION 50. Tennessee Code Annotated, Section 62-2-502(a), is amended by deleting the language “approved by the Tennessee higher education commission”.

SECTION 51. Tennessee Code Annotated, Section 62-2-904(a)(4), is amended by deleting the language “or licensed by the Tennessee higher education commission”.

SECTION 52. Tennessee Code Annotated, Section 63-18-205(b)(3)(A), is amended by deleting the language and punctuation “, such institutions being approved by the Tennessee higher education commission or its equivalent in other states”.

SECTION 53. Tennessee Code Annotated, Section 63-18-210(b), is amended by deleting the language “Tennessee higher education commission” and by substituting instead the language “board”.

SECTION 54. Tennessee Code Annotated, Section 63-26-119(a)(2), is amended by deleting the language “and the Tennessee higher education commission”.

SECTION 55. This act shall take effect July 1, 1997, the public welfare requiring it.